## No. 43

# **MICHIGAN SENATE**

## DAILY CALENDAR

THURSDAY, MAY 12, 2005 10:00 a.m.

#### MESSAGES FROM THE HOUSE

\_\_\_\_ 1 <u>\_\_\_\_</u>

### SB 332 Sen. Birkholz

Environmental protection; water pollution; water pollution laws that prohibit the discharge of biological organisms; provide enforcement.

Amends secs. 3104 & 3109 of 1994 PA 451 (MCL 324.3104 & 324.3109).

I.E. House, May 4, 2005.

Returned from House with House substitute (H-1), Thursday, May 5; laid over under the rules.

Committee recommended I.E.

\_\_\_\_ 2 \_\_\_\_\_

### SB 69 Sen. Birkholz

Education; discipline; referral to the strict discipline academy; expand to include pupils suspended or expelled.

Amends sec. 1311g of 1976 PA 451 (MCL 380.1311g).

I.E. House, May 10, 2005.

Returned from House with House substitute (H-1), Wednesday, May 11; laid over under the rules.

Committee recommended I.E.

#### THIRD READING OF BILLS

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#### SB 102 Sen. Cropsey

Corrections; state facilities; Ionia maximum correctional facility; rename to Jack Welborn correctional facility.

Amends 1953 PA 232 (MCL 791.201 - 791.283) by adding sec. 20d.

Reported by Committee on Judiciary. Committee recommended I.E.

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#### SB 286 Sen. Cropsey

Communications; internet; criminal background checks for users of online dating services; require.

Creates new act.

Reported by Committee on Judiciary.

Senate substitute (S-2).

For Senate amendments, see Senate Journal No. 27, page 347.

Committee recommended I.E.

#### THIRD READING OF BILLS

\_\_\_\_\_ 5 \_\_\_\_\_

### **HB** 4272 Rep. Moore

Cemeteries and funerals; veterans; purchase of United States flags to mark graves of veterans in certain cemeteries; provide for.

Amends sec. 1 of 1915 PA 63 (MCL 35.831).

I.E. House, March 22, 2005.

House substitute (H-1).

Reported by Committee on Senior Citizens and Veterans Affairs.

Committee recommended I.E.

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### HB 4273 Rep. Elsenheimer

Cemeteries and funerals; veterans; purchase of United States flags to mark graves of veterans in certain cemeteries; provide for.

Amends sec. 1 of 1915 PA 63 (MCL 35.831).

I.E. House, March 22, 2005.

House substitute (H-2).

Reported by Committee on Senior Citizens and Veterans Affairs.

Committee recommended I.E.

\_\_\_\_\_\_ 7 \_\_\_\_

### **HB** 4225 Rep. Gaffney

Libraries; state; population criteria for state aid to public libraries; revise.

Amends sec. 6 of 1977 PA 89 (MCL 397.556).

I.E. House, February 23, 2005.

Reported by Committee on Appropriations.

Committee recommended I.E.

8

### SB 438 Sen. Prusi

Appropriations; other; countercyclical budget and economic stabilization fund; make appropriations to general fund for fiscal year ending September 30, 2005.

Amends sec. 353c of 1984 PA 431 (MCL 18.1353c).

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

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#### SB 399 Sen. Van Woerkom

Environmental protection; solid waste; public health code; make parts concerning medical waste and radiation control subject to clean corporate citizen program.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding secs. 13538 & 13833.

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Committee recommended I.E.

#### THIRD READING OF BILLS

#### **HB** 4434 Rep. Hummel

Health; pharmaceuticals; prohibition against mail order pharmaceuticals and centralized prescription processing; eliminate prohibition and provide for.

Amends secs. 17708, 17751, 17752 & 17763 of 1978 PA 368 (MCL 333.17708 et seq.) & adds sec. 17753.

I.E. House, April 21, 2005.

House substitute (H-1).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

#### SB 352 Sen. Hardiman

Health; pharmaceuticals; prohibition against mail order pharmaceuticals and centralized prescription processing; eliminate prohibition and provide for.

Amends secs. 17708, 17751, 17752 & 17763 of 1978 PA 368 (MCL 333.17708 et seq.) & adds sec. 17753.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 12 \_\_\_\_\_

### **HB** 4405 Rep. Whitmer

Health; pharmaceuticals; prohibition against mail-order pharmacies; eliminate.

Amends secs. 17708, 17751 & 17763 of 1978 PA 368 (MCL 333.17708 et seq.).

I.E. House, April 21, 2005.

House substitute (H-1).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 13 \_\_\_\_

### SB 302 Sen. Bernero

State; purchasing; reporting requirements of certain departments for contracts with businesses owned by persons with disabilities; modify.

Amends sec. 3 of 1988 PA 112 (MCL 450.793).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 42, page 595.

Committee recommended I.E.

\_\_\_\_\_ 14 \_\_\_\_\_

#### SB 303 Sen. Toy

State; purchasing; state procurement program for small businesses owned by veterans with service-related disabilities; create.

Amends sec. 261 of 1984 PA 431 (MCL 18.1261).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 42, page 595.

Committee recommended I.E.

#### THIRD READING OF BILLS

<del>\_\_\_\_ 15 \_\_\_\_\_</del>

#### **HB** 4450 Rep. Robertson

Vehicles; title; perfection of a security interest in a motor vehicle; provide for.

Amends sec. 217 of 1949 PA 300 (MCL 257.217).

I.E. House, April 27, 2005.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

For Senate amendments, see Senate Journal No. 42, page 595.

Committee recommended I.E.

#### HB 4451 Rep. Green

Vehicles; title; perfection of a security interest in a watercraft; provide for.

Amends sec. 80320 of 1994 PA 451 (MCL 324.80320).

I.E. House, April 27, 2005.

Reported by Committee on Banking and Financial Institutions.

For Senate amendments, see Senate Journal No. 42, page 596.

Committee recommended I.E.

\_\_\_\_ 17 \_\_\_\_\_

#### HB 4452 Rep. Hunter

Mobile homes; title; perfection of a security interest in a mobile home; provide for.

Amends sec. 30d of 1987 PA 96 (MCL 125.2330d).

I.E. House, April 27, 2005.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

#### HB 4453 Rep. Dillon

Vehicles; title; perfection of a security interest in an offroad vehicle; provide for.

Amends sec. 81108 of 1994 PA 451 (MCL 324.81108).

I.E. House, April 27, 2005.

Reported by Committee on Banking and Financial Institutions.

For Senate amendments, see Senate Journal No. 42, page 596.

Committee recommended I.E.

\_\_\_\_ 19 \_\_\_\_\_

## HB 4454 Rep. Hune

Commercial code; secured transactions; priority of statutory liens; clarify.

Amends sec. 9311 of 1962 PA 174 (MCL 440.9311).

I.E. House, April 27, 2005.

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

#### THIRD READING OF BILLS

\_\_\_\_ 20 \_\_\_\_\_

#### SB 358 Sen. Hardiman

State; funds; life science investment authority; create. Creates new act.

Reported by Committee on Commerce and Labor. Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_\_ 21 \_\_\_\_

#### SB 359 Sen. Garcia

Economic development; other; biosciences research and commercialization center; establish.

Amends 1984 PA 270 (MCL 125.2001 - 125.2093) by adding ch. 7A.

Reported by Committee on Commerce and Labor. Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 22 \_\_\_\_\_

### SB 416 Sen. Cropsey

Crimes; other; sale or rental of ultra-violent video games to individuals under 17 years of age; prohibit and provide penalties.

Creates new act.

Reported by Committee on Judiciary.

Senate substitute (S-4).

For Senate amendments, see Senate Journal No. 42, page 596.

Committee recommended I.E.

\_\_\_\_ 23 \_\_\_\_\_

### SB 249 Sen. Clarke

Crimes; other; selling or renting of certain violent, sexually explicit video games to individuals under 18 years of age; prohibit.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 143a.

Reported by Committee on Judiciary.

Senate substitute (S-4).

Committee recommended I.E.

### SB 463 Sen. Van Woerkom

Crimes; other; disseminating sexually explicit matter to minor; include video games.

Amends sec. 3 of 1978 PA 33 (MCL 722.673).

Reported by Committee on Judiciary.

For Senate amendments, see Senate Journal No. 42, page 597.

Committee recommended I.E.

\_\_\_\_\_ 25 \_\_\_

#### SB 464 Sen. Toy

Crimes; other; prohibition against sale or rental of certain video games to individual under 17 years of age; provide for immunity from prosecution if rating system is followed.

Amends 1978 PA 33 (MCL 722.671 - 722.684) by adding sec. 12a.

Reported by Committee on Judiciary.

Senate substitute (S-2).

For Senate amendment, see Senate Journal No. 42, page 597.

Committee recommended I.E.

#### THIRD READING OF BILLS

<del>\_\_\_\_\_ 26 \_\_\_\_\_</del>

### SB 175 Sen. Brown

Economic development; other; tax incentives for distribution and warehousing facilities that investigate a possible site in Michigan; provide for.

Amends sec. 2 of 1974 PA 198 (MCL 207.552).

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Committee recommended I.E.

#### **GENERAL ORDERS**

\_\_\_\_ 27 \_\_\_\_\_

### SB 233 Sen. Bishop

Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.

Referred to Committee of the Whole pursuant to MCL 24.245a.

\_\_\_\_ 28 \_\_\_\_\_

### **HB** 4470 Rep. LaJoy

Traffic control; driver license; heart logo on driver license; allow.

Amends secs. 303, 307 & 812 of 1949 PA 300 (MCL 257.303 et seq.).

I.E. House, April 13, 2005.

House substitute (H-2).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

<del>\_\_\_\_ 29 \_\_\_\_\_\_</del>

### HB 4469 Rep. Gleason

Health; code; organ donor procedure for driver license applicants; clarify.

Amends sec. 10104 of 1978 PA 368 (MCL 333.10104).

I.E. House, April 13, 2005.

Reported by Committee on Transportation.

Committee recommended I.E.

\_\_\_\_ 30 \_\_\_\_\_

#### SB 347 Sen. Toy

Taxation; administration; notification to individuals whose tax returns are reviewed; require.

Amends 1941 PA 122 (MCL 205.1 - 205.31) by adding sec. 21a.

Reported by Committee on Finance.

Committee recommended I.E.

<del>\_\_\_\_ 31 \_\_\_\_\_</del>

### SB 298 Sen. Kuipers

Businesses; business corporations; fee reduction for early stage technology companies; provide for.

Amends sec. 1062 of 1972 PA 284 (MCL 450.2062).

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

#### **GENERAL ORDERS**

— 32 ——

#### **SB** 196 Sen. Jelinek

Legislature; legislators; legislator to substitute teach in public schools without pay; allow.

Amends secs. 1230, 1230a & 1233 of 1976 PA 451 (MCL 380.1230 et seq.).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 33 \_\_\_\_

#### **SB** 306 Sen. Birkholz

Property; conveyances; transfer of certain state owned property in Eaton county; provide for.

Creates land transfer act & repeals 1973 PA 194, 1980 PA 39 & 1981 PA 179.

Reported by Committee on Appropriations. Committee recommended I.E.

<del>\_\_\_\_ 34 \_\_\_\_</del>

#### SB 434 Sen. Cropsey

Transportation; funds; transportation economic development fund; revise to include distribution center.

Amends sec. 9 of 1987 PA 231 (MCL 247.909).

Reported by Committee on Appropriations.

Committee recommended I.E.

— 35 ———

#### SB 189 Sen. Birkholz

Health; pharmaceuticals; sale of certain over-the-counter products containing pseudoephedrine or ephedrine; require to be maintained behind counter and require photo identification.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 17766b.

Reported by Committee on Health Policy.

Senate substitute (S-2).

Committee recommended I.E.

#### **COMMITTEE REPORTS**

— 36 —

#### **SR** 32 Sen. Gilbert

A resolution to urge the Video Software Dealers Association and the Entertainment Software Ratings Board to increase efforts to enforce compliance with ratings systems for violent video games.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 41, page 576.

Refer to Resolutions pursuant to Rule 3.106.

\_\_\_\_ 37 \_\_\_\_\_

#### SR 33 Sen. Stamas

A resolution to memorialize the Congress of the United States to review the sale of violent video games to children.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 41, page

Refer to Resolutions pursuant to Rule 3.106.

#### **COMMITTEE REPORTS**

— 38 ———

#### SB 161 Sen. Allen

Natural resources; other; operation of snowmobiles; allow on rights-of-way of limited access highways.

Amends sec. 82119 of 1994 PA 451 (MCL 324.82119).

Reported by Committee on Natural Resources and **Environmental Affairs.** 

Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

<del>\_\_\_\_\_ 39 \_\_\_\_\_</del>

#### SB 366 Sen. Garcia

Recreation; state parks; posting at park entrances whether or not hunting or firearm usage is allowed within the state park; require.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 74103a.

Reported by Committee on Natural Resources and **Environmental Affairs.** 

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### HB 4603 Rep. Palsrok

Environmental protection; water pollution; water pollution laws that prohibit the discharge of biological organisms; provide enforcement.

Amends secs. 3104 & 3109 of 1994 PA 451 (MCL 324.3104 & 324.3109).

I.E. House, May 4, 2005.

House substitute (H-1).

Reported by Committee on Natural Resources and **Environmental Affairs.** 

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### SB 205 Sen. Hammerstrom

Education; athletics; requirement for certification in sport safety training; establish for employment of interscholastic athletic coaches.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1523.

Reported by Committee on Health Policy.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### SB 310 Sen. Jacobs

Recreation; other; health clubs; require certain procedures to address medical emergencies.

Creates new act.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### **COMMITTEE REPORTS**

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#### SB 351 Sen. Hammerstrom

Occupations; health care professions; registration of acupuncturists; provide for.

Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16322 & pt. 165.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

### SCHEDULED MEETINGS

#### **Appropriations** -

**Subcommittees -**

**Capital Outlay -** Thursday, May 12, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

Commerce, Labor and Economic Development - Tuesday, May 17, 2:00 p.m., Room 405, Capitol Building; Wednesday, May 18, 3:00 p.m.; Tuesday, May 24, 1:00 p.m.; and Wednesday, May 25, 3:00 p.m., Room 100, Farnum Building (373-2420)

**Community Health Department -** Thursdays, May 12, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower; May 19, 2:30 p.m., Rooms 402 and 403, Capitol Building; and June 2, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-7946)

**Environmental Quality Department -** Tuesdays, May 17, May 24 and May 31, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Environmental Quality Department and Natural Resources and Environmental Affairs -** Tuesday, May 17, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3447)

#### SCHEDULED MEETINGS

**Higher Education -** Fridays, May 13, 10:00 a.m., Northwood University, NADA Education Center, 4000 Whiting Drive, Midland; and May 20, 10:00 a.m., Eastern Michigan University, Welch Hall, Room 201, 900 W. Cross Street at Summit Street, Ypsilanti (373-1760)

**Judiciary and Corrections -** Tuesday, May 17, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-3760)

**K-12, School Aid, Education -** Thursday, May 12, 1:30 p.m.; and May 19, 12:30 p.m., Rooms 402 and 403, Capitol Building (373-6960)

**Natural Resources Department -** Wednesdays, May 18, May 25 and June 1, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Education -** Thursday, May 12, 2:00 p.m., Room 210, Farnum Building (373-6920)

**Finance and House Tax Policy -** Monday, May 16, 1:00 p.m., Kalamazoo Public Library, Van Deusen Room, 3rd Floor, 305 S. Rose, Kalamazoo (373-1758)

**Judiciary -** Friday, May 13, 10:00 a.m., Caledonia Sportsmen's Club, 10721 Coldwater Road, Caledonia (373-3760)

**Natural Resources and Environmental Affairs -** Tuesday, May 17, 3:00 p.m., Room 110, Farnum Building (373-3447)

Natural Resources and Environmental Affairs and Environmental Quality Department Subcommittee - Tuesday, May 17, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3447)

**Senior Citizens and Veterans Affairs -** Wednesday, May 18, 1:00 p.m., Room 100, Farnum Building (373-1707)